

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
DELMARVA POWER & LIGHT COMPANY FOR)
APPROVAL OF THE ENERGY EFFICIENCY) PSC DOCKET NO. 17-0985
PROGRAMS FOR ELECTRIC CUSTOMERS AND)
RATE RECOVERY MECHANISM)
(Filed August 18, 2017))

ORDER NO. 9130

FOR ADMISSION AS AN INTERVENOR

AND NOW, this 3rd day of October, 2017, pursuant to the authority granted to me in PSC Order No. 9112 dated September 14, 2017, this Hearing Examiner having considered the Petition for Leave to Intervene ("the Petition") filed by Department of Natural Resources & Environmental Control ("DNREC") on September 29, 2017, and there being no objection thereto filed by any party of record;

NOW, THEREFORE,

1. The Petition is granted.
2. In PSC Order No. 9112, the Commission ordered that the deadline for filing petitions for intervention was October 6, 2017.
3. Thus, DNREC's Petition to Intervene was timely filed.
4. In Paragraphs 2, 4, 5, 6 and 7 of its Petition to Intervene, DNREC describes the reasons why it should be permitted to intervene as follows:

2. DNREC is an agency of the State of Delaware, created pursuant to 29 Del.C. §8001, *et seq.* DNREC's mission "is to ensure the wise management, conservation, and enhancement of the State's natural resources, protect public health and the environment, provide quality outdoor recreation, improve the quality of life and educate the public on historic, cultural and natural resource use, requirements and issues."

4. Delmarva Power & Light Company seeks approval of a portfolio of energy efficiency programs that Delmarva Power has developed while participating as a member of the Energy Efficiency Advisory Council ("EEAC"). The docket involves policy issues of interest to DNREC Division of Energy & Climate.

5. DNREC's interest in the outcome of this proceeding are to ensure that DNREC is able to convey its support of Delmarva Power's portfolio of energy efficiency programs, and along with the EEAC consultant, Optimal Energy, answer any questions that the Commission may have.

6. DNREC's interest will not be adequately represented by any of the other parties to this proceeding. The DNREC Division of Energy & Climate has statutory responsibility for chairing the EEAC as well as for the promulgation of Evaluation, Measurement and Verifications regulations related to the energy efficiency programs run by the EEAC members. In that respect, no other participant in this proceeding has the same obligation to promulgate the Evaluation, Measurement and Verifications regulations related to the energy efficiency programs run by the EEAC members in Delaware.

7. DNREC's participation in the proceeding would be in the public interest. The public relies upon DNREC's Division of Energy & Climate to provide guidance and expertise in developing and managing energy efficiency programs in Delaware. DNREC intervened in similar dockets in 2011 (PSC Docket No. 11-399, 2012 (PSC Docket No. 12-526), 2014 (PSC Docket No. 14-41), and 2015 (PSC Docket No. 15-1472).

5. DNREC's petition raises a number of substantive issues in the docket which must be addressed.

6. By my granting its intervention, DNREC is on notice that it must comply with the Commission's *Rules of Practice and Procedure*.

BY ORDER OF THE COMMISSION

A handwritten signature in black ink, appearing to read "R. Campbell Hay", is written over a horizontal line.

R. Campbell Hay
Hearing Examiner